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Peter G. Rossi
Direct Phone 215.665.2783
Direct Fax 215.701.2483
PROSSI@COZEN.COM

March 10, 2005

Michael P. Giunta, Esquire
DONOVAN HAREM LLP
World Trade Center East
Two Seaport Lane
Boston, MA 02210

**Re: Dana-Farber Cancer Institute, Inc. a/k/a The Jimmy Fund v.
BOC Group, Inc. d/b/a BOC Gases v.
Taylor-Wharton, Harsco Corporation, Gas & Fluid Control Group
and Pacer Digital Systems Inc.
Case No. 1:04-CV-12612-RWZ
Our File No.: 132369**

Dear Michael:

In conformance with Local Rule 16.1(c), I write to advise you that my client has authorized me to settle all claims against your client for the amount of \$714,801.44. Please advise regarding your client's position prior to the March 15, 2005 Scheduling Conference.

Enclosed is the proposed Scheduling Order that we have instructed our local counsel to file today. We made your suggested changes.

Sincerely,

COZEN O'CONNOR


BY: PETER G. ROSSI

PGR/cg
Enclosure

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March 7, 2005

Christina E. Loughlin
Sr. Claims Officer
Chubb Group of Insurance Companies
Claims Department
12 Vreeland Road
P.O. Box 975
Florham Park, NJ 07932-0975

Re: Your Insured: Dana Farber Cancer Institute
Date of Loss: 08/18/2002
Your Policy Number: 357972-70
Our File Number: 132369

Dear Christina:

As I explained to you, we are required to file a Certification with the Court indicating that we have consulted regarding a budget for the cost of conducting the full litigation and considered resolutions litigation through the use of Alternative Dispute Resolution Programs. Please sign this letter at the bottom where indicated and return to me as soon as possible. Your signature verifies that we have discussed these topics.

If you have any questions, please do not hesitate to contact me.

Sincerely,

COZEN O'CONNOR

BY: PETER G. ROSSI

PGR/cg

A handwritten signature of Christina E. Loughlin in cursive script.
Christina E. Loughlin
Sr. Claims Officer
Chubb Group of Insurance Companies

RECEIVED

MAR - 7 2005

MAIL

RECEIVED
3/15/05